

1  
2  
3  
4  
5  
6  
7  
8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 ROBERT PAUL,

11 Plaintiff,

No. CIV S-04-1589 DFL GGH P

12 vs.

13 T. GUZMAN, et al.,

14 Defendants.

ORDER

15 \_\_\_\_\_/  
16 On May 12, 2005, plaintiff filed a request for reconsideration of the magistrate  
17 judge's order filed April 11, 2005, dismissing plaintiff's claims challenging the indigent inmate  
18 postage policy and the delay in the processing of his legal mail and granting plaintiff thirty days  
19 to file a second amended complaint. Pursuant to E.D. Local Rule 72-303(f), a magistrate judge's  
20 orders shall be upheld unless "clearly erroneous or contrary to law." Upon review of the entire  
21 file, the court finds that it does not appear that the magistrate judge's ruling was clearly  
22 erroneous or contrary to law.

23 Therefore, IT IS HEREBY ORDERED that:

24 1. Upon reconsideration, the order of the magistrate judge filed April 11, 2005, is  
25 affirmed;

26 /////

2. Plaintiff's second amended complaint is due thirty days from the date of this order.

DATED: 6/23/2005

/s/ David F. Levi  
UNITED STATES DISTRICT JUDGE

/paul1589.850